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Ranalli Zaniel Fowler & Moran, LLC*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

CHERI SHAIN, an individual;

Plaintiff,

V.

RANALLI ZANIEL FOWLER &  
MORAN, LLC;  
EMPLOYEE(S)/AGENT(S) DOES 1-10;  
and ROE CORPORATIONS 11-20,  
inclusive;

## Defendants.

Case No. 2:16-cv-02360-GMN-VCF

**ORDER GRANTING  
DEFENDANT'S REQUEST FOR  
EXCEPTION FROM ATTENDANCE AT  
EARLY NEUTRAL EVALUATION  
SESSION**

Defendant RANALLI ZANIEL FOWLER & MORAN (“Defendant”), by and through its counsel, Jackson Lewis, P.C., respectfully requests an exception to the Early Neutral Evaluation (“ENE”) Session attendance requirements. Specifically, Defendant requests that its insurer, Beazley Insurance Services (“Beazley”), be excused from attending the ENE in person and, instead, be allowed to attend telephonically. The representative for Beazley is located in California, but will, in fact, be attending a company-wide claims group meeting in New York on the day of the ENE. This meeting was pre-planned and payment of lodging and airfare has already occurred.

1 Beazley's representative therefore is unable to attend the ENE in person. Rather than move the  
2 ENE date, Defendant seeks this exception so that the Beazley representative may appear  
3 telephonically.<sup>1</sup>

4 For the above-stated reasons, Defendant respectfully requests Defendant's carrier be  
5 excused from in-person attendance and instead be allowed to attend the ENE currently scheduled  
6 for November 9, 2016, at 9:30 am, telephonically.

7 Dated this 14th day of October, 2016.

8 JACKSON LEWIS P.C.  
9

10 /s/ Elayna J. Youchah  
11 Elayna J. Youchah, Bar No. 5837  
12 Dione C. Wrenn, Bar No. 13285  
13 3800 Howard Hughes Parkway, Suite 600  
14 Las Vegas, Nevada 89169

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16  
17 IT IS SO ORDERED.  
18 Dated: October 14, 2016



19 United States Magistrate Judge

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27 <sup>1</sup> It is worth noting that the policy limit in this matter is \$50,000.00. Requiring a representative of  
28 Beazley to appear would only serve to deplete funds that could otherwise be available for a settlement with Plaintiff.